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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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COMMISSIONERS

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MARC SPITZER, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
MIKE GLEASON

SEP 24 2003

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AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
THE ARIZONA DEPARTMENT OF
TRANSPORTATION TO UPGRADE A
CROSSING OF THE UNION PACIFIC
RAILROAD AT BUCHANAN STREET, IN THE
CITY OF PHOENIX, MARICOPA COUNTY,
ARIZONA, M.P. 907.02.

DOCKET NO. RR-03639A-03-0667

PROCEDURAL ORDER

BY THE COMMISSION:

On September 11, 2003, the Arizona Department of Transportation ("ADOT") filed with the Arizona Corporation Commission ("Commission") a request for approval for the Union Pacific Railroad ("Railroad") to upgrade a crossing at Buchanan Street in Phoenix, Arizona at milepost 907.02.

IT IS THEREFORE ORDERED that the request of the Arizona Department of Transportation shall be considered an application for the Railroad to construct a new public railroad crossing pursuant to A.R.S. § 40-337, et seq.

IT IS FURTHER ORDERED that the Railroad shall be considered as the Respondent in this proceeding.

IT IS FURTHER ORDERED that the hearing on the application shall be held on October 23, 2003 at 9:00 a.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

IT IS FURTHER ORDERED that within five business days of receipt of this Procedural Order, the Arizona Department of Transportation shall provide the Railroad and the City of Phoenix and any other municipality or interested party that may be affected by the application with a copy of the application and this Procedural Order by certified mail.

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1 IT IS FURTHER ORDERED that the ARIZONA DEPARTMENT OF
2 TRANSPORTATION SHALL FILE WITH THE COMMISSION'S DOCKET CONTROL AN
3 ORIGINAL AND THIRTEEN (13) COPIES OF PROOF OF COMPLIANCE with this
4 Procedural Order concurrently with the mailing of notice ordered herein.

5 DATED this 24TH day of September, 2003.


6
7
8 MARC E. STERN
ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered
10 this 24 day of September, 2003 to:

11 John Syers
12 Railroad Engineering Coordinator
13 Arizona Department of Transportation
205 S. 17th Avenue, Mail Drop 618E
Phoenix, AZ 85007


14 David Gibson
15 Arizona Department of Transportation
16 Traffic Records Section
206 S. 17th Avenue, Mail Drop 064R
Phoenix, AZ 85007

17 Freddy Chung
18 UNION PACIFIC RAILROAD COMPANY
19100 Slover Avenue
Bloomington, California 92316

19 Christopher Kempley, Chief Counsel
20 Legal Division
21 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

22 Ernest Johnson, Director
23 Utilities Division
24 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

25 ARIZONA REPORTING SERVICE, INC.
26 2627 North Third Street, Ste. Three
Phoenix, AZ 85004-1103

27 By: 
28 Molly Johnson
Secretary to Marc Stern